IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

HON'BLE SRI BILAL NAZKI,

ACTING CHIEF JUSTICE

and
HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO : 8670 of 2005

Between:

1 G.Vijaya, W/o. Krupakar Reddy,
R/o.H.No.2-4-647, Ramnagar, Hanmakonda,
Warangal District.
2 Syed Yakub Ali, S/o.Mahbub Ali,
R/o.H.No.2-4-647, Ramnagar, Hanmakonda,
Warangal District.
3 Arifunnisa Begum, W/o.Syed S.Pasha,
R/o.H.No.2-4-629, Ramnagar, Hanmakonda,
Warangal District.
4 J.Nagender Rao, S/o.Venkateshwar Rao,
R/o.H.No.2-4-639, Ramnagar, Hanmakonda,
Warangal District.
5 Syed Ajaj Ali, S/o.Yakub Ali,
R/o.H.No.2-4-647, Ramnagar, Hanmakonda,
Warangal District.
6 K.Narsimha Rao, S/o.Ranga Rao,
R/o.H.No.2-4-650, Ramnagar, Hanmakonda,
Warangal District.
7 M.Prahalad, S/o.Gattaiah,
R/o.H.No.2-4-626, Ramnagar, Hanmakonda,
Warangal District.

8 K.Suranjan Reddy, S/o.K.J.Reddy,
R/o.H.No.2-4-627, Ramnagar, Hanmakonda,
Warangal District.
9 P.Niranjan Reddy, S/o.Tirupathi Reddy,
R/o.H.No.2-4-630, Ramnagar, Hanmakonda,
Warangal District.

10 P.Sirisha, W/o.P.Niranjan Reddy,
R/o.H.No.2-4-630, Ramnagar, Hanmakonda,
Warangal District.
11 K.Siva Rama Krishna, S/o.Purnaiah,
R/o.H.No.2-4-651, Ramnagar, Hanmakonda,
Warangal District.
12 Md.Yousef, S/o.Md.Vazir,
R/o.H.No.2-4-709, Ramnagar, Hanmakonda,
Warangal District.
13 D.Ajaj Kumar, S/o.
R/o.H.No.2-4-625, Ramnagar, Hanmakonda,
Warangal District.
14 Ch.Satyanarayana, S/o.
R/o.H.No.2-4-625, Ramnagar, Hanmakonda,
Warangal District.
15 M.P.Ramanadham, S/o.Brahmaiah,
R/o.H.No.2-4-594/1, Ramnagar, Hanmakonda,
Warangal District.
16 M.Jayapal Reddy, S/o.Bakka Reddy,
R/o.H.No.2-4-592, Ramnagar, Hanmakonda,
Warangal District.
17 G.Ravi S/o.G.Naryana,
R/o.H.No.2-4-593, Ramnagar, Hanmakonda,
Warangal District.
18 A.Rajaiah, S/o.Pullaiah,
R/o.H.No.2-4-573, Ramnagar, Hanmakonda,
Warangal District.
19 B.Subhash, S/o.B.Rajaiah,
R/o.H.No.2-4-598, Ramnagar, Hanmakonda,
Warangal District.
20 Dr.B.Indira W/o.B.N.Reddy,
R/o.1st floor, Swanthan Nursing Home, Ramnagar,
Hanmakonda,
Warangal District.
21 B.Sughandhi, W/o.B.Subhash,
R/o.H.No.2-4-598, Ramnagar, Hanmakonda,
Warangal District.
22 A.Ashok Reddy, S/o.Jaganatha Reddy,
R/o.H.No.2-4-628, Ramnagar, Hanmakonda,
Warangal District.
23 Ch.Vijaya W/o.
R/o.H.No.2-4-598, Ramnagar, Hanmakonda,
Warangal District.
24 K.Sudha Rani, D/o.Ramchander Rao,

R/o.H.No.2-4-720, Ramnagar, Hanmakonda,
Warangal District.

25 K.Thara W/o.Babu Rao,
R/o.H.No.2-4-716, Ramnagar, Hanmakonda,
Warangal District.

26 Chandra Kala, W/o.Durgaiah,
R/o.H.No.2-4-715, Ramnagar, Hanmakonda,
Warangal District.

27 S.Vijaya, W/o.Manohar Reddy,
R/o.H.No.2-4-565, Ramnagar, Hanmakonda,
Warangal District.

28 Syed Sarwood Pasha, S/o.Mahmood,
R/o.H.No.2-4-629, Ramnagar, Hanmakonda,
Warangal District.

29 S.Mallesham, S/o.llaiah,
R/o.H.No.2-4-578, Ramnagar, Hanmakonda,
Warangal District.

..... PETITIONERS

AND

1 The Warangal Municipal Corporation, Warangal, rep. by its Commissioner.

2 The District Collector, Warangal, Warangal District.

3 The Town Planning Officer, Warangal Municipal Corporation, Warangal, Warangal Dist.

4 The Kakatiya Urban Development Authority, Near Ashoka Hotel, Hanmakonda, Warangal District.

5 Kakatiya (City) Development Association, rep. by its President K.V.Satya Bhushan S/o.Venkata Swamy
R/o.Old Bus Stand, Hanmakonda, Warangal Dist.

6 G.Gopal S/o.Sariya,
R/o.H.No.2-4-69, S.T.Banjara Colony,
Old Bus Deport Hanmakonda, Warangal Dist.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction especially one in the nature of Mandamus; a) declaring the action of the authorities in not evicting the encroachers from the open land meant for parks, Library, School etc., under the lay out measuring about 6687.50 sq.yards carved out of sy.No.343 to 345 situated at Hanmakonda, Warangal district under Municipal Corporation, Warangal, as arbitrary and illegal; b) directing the authorities to evict the encroachers from the open land meant for Parks, Library, School, etc., as per lay out measuring about 6687.50 sq.yards carved out of sy.No.343 to 345 situated at Hanmakonda, Warangal District under Municipal Corporation, Warangal or to pass any other order or orders appropriate in the case may be pleased.

Counsel for the Petitioners : MR.M.RAMA RAO

Counsel for the Respondent No.2: GP FOR REVENUE

Counsel for the respondent Nos.1 & 3: MR. V. DURGA NAGESWARA RAO.

Counsel for the respondent Nos. 4 to 6: None appeared.

The Court made the following :

*Form-NIC-OGS/WP{**AVRR**}*

ORAL ORDER:

(per Hon'ble The Acting Chief Justice)

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After arguing for a while, when the Court was about to pass orders on merits dismissing the writ petition, the learned counsel for the petitioners submitted that he wants to withdraw the writ petition. Permission is accorded and the writ petition is dismissed as withdrawn. No costs.

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BILAL NAZKI, ACJ.,

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G. CHANDRAIAH. J.,

Dated: 21.06.2005.

VRK.

To

1 The Commissioner, Warangal Municipal Corporation, Warangal.
2 The District Collector, Warangal, Warangal District.
3 The Town Planning Officer, Warangal Municipal Corporation, Warangal, Warangal Dist.
4. Two CCs to G.P. for Revenue, High Court Buildings, Hyderabad (OUT).

5. The Officer concerned, Public Interest Litigation Cell, High Court Buildings, Hyderabad.

6. The Secretary, A.P. State Legal Aid & Advisory Board, High Court Buildings, Hyderabad.

7. The Secretary to Government of A.P., Home Department, Secretariat, Hyderabad.

8. Two CD copies.

HON'BLE SRI BILAL NAZKI,

ACTING CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE

G. CHANDRAIAH.

W.P.NO. 8670 OF 2005.

(Order of the Bench delivered by

Hon'ble The Acting Chief Justice)

Dt: 21.06.2005.

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